

Introduced by

Senators Dever, Heckaman, Uglen

Representatives Delmore, Devlin, L. Meier

1 A BILL for an Act to amend and reenact subsection 1 of section 12.1-32-15 of the North Dakota
2 Century Code, relating to the definition of those required to register as sexual offenders.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 12.1-32-15 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 1. As used in this section:

7 a. "A crime against a child" means a violation of chapter 12.1-16, section
8 12.1-17-01.1 if the victim is under the age of twelve, 12.1-17-02, 12.1-17-04,
9 subdivision a of subsection 6 of section 12.1-17-07.1, section 12.1-18-01,
10 12.1-18-02, 12.1-18-05, chapter 12.1-29, or subdivision a of subsection 1 or
11 subsection 2 of section 14-09-22, labor trafficking in violation of chapter 12.1-40,
12 or an equivalent offense from another court in the United States, a tribal court, or
13 court of another country, in which the victim is a minor or is otherwise of the age
14 required for the act to be a crime or an attempt or conspiracy to commit these
15 offenses.

16 b. "Department" means the department of corrections and rehabilitation.

17 c. "Mental abnormality" means a congenital or acquired condition of an individual
18 that affects the emotional or volitional capacity of the individual in a manner that
19 predisposes that individual to the commission of criminal sexual acts to a degree
20 that makes the individual a menace to the health and safety of other individuals.

21 d. "Predatory" means an act directed at a stranger or at an individual with whom a
22 relationship has been established or promoted for the primary purpose of
23 victimization.

- 1 e. "Sexual offender" means a person who has pled guilty to or been found guilty,
2 including juvenile delinquent adjudications, of a violation of section 12.1-20-03,
3 12.1-20-03.1, 12.1-20-04, 12.1-20-05, 12.1-20-05.1, 12.1-20-06, 12.1-20-06.1,
4 12.1-20-07 except for subdivision a, 12.1-20-11, 12.1-20-12.1, or 12.1-20-12.2,
5 chapter 12.1-27.2, or subsection 2 of section 12.1-22-03.1, sex trafficking in
6 violation of chapter 12.1-40, or an equivalent offense from another court in the
7 United States, a tribal court, or court of another country, or an attempt or
8 conspiracy to commit these offenses.
- 9 f. "Sexually dangerous individual" means an individual who meets the definition
10 specified in section 25-03.3-01.
- 11 g. "Temporarily domiciled" means staying or being physically present in this state for
12 more than thirty days in a calendar year or at a location for longer than ten
13 consecutive days, attending school for longer than ten days, or maintaining
14 employment in the jurisdiction for longer than ten days, regardless of the state of
15 the residence.